

1 E. MARTIN ESTRADA  
United States Attorney  
2 SCOTT M. GARRINGER  
Assistant United States Attorney  
3 Chief, Criminal Division  
MARK A. WILLIAMS (Cal. Bar No. 239351)  
4 Chief, Environmental and Community Safety Crimes Section  
Assistant United States Attorney  
5 MATTHEW W. O'BRIEN (Cal. Bar No. 261568)  
Assistant United States Attorney  
6 Environmental and Community Safety Crimes Section  
BRIAN FAERSTEIN (Cal. Bar No. 274850)  
7 Assistant United States Attorney  
Public Corruption and Civil Rights Section  
8 1300 United States Courthouse  
312 North Spring Street  
9 Los Angeles, California 90012  
Telephone: (213) 894-8644  
10 Facsimile: (213) 894-0141  
E-mail: Matthew.O'Brien@usdoj.gov  
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Attorneys for Plaintiff  
12 UNITED STATES OF AMERICA

13 UNITED STATES DISTRICT COURT

14 FOR THE CENTRAL DISTRICT OF CALIFORNIA

15 UNITED STATES OF AMERICA,

16 Plaintiff,

17 v.

18 JERRY NEHL BOYLAN,

19 Defendant.  
20  
21

No. CR 22-482-GW

ORDER CONTINUING TRIAL DATE AND  
FINDINGS REGARDING EXCLUDABLE TIME  
PERIODS PURSUANT TO SPEEDY TRIAL  
ACT

**[PROPOSED] TRIAL DATE: 7-11-2023**

**[PROPOSED] PRETRIAL STATUS  
CONFERENCE: 6-22-2023**

22 The Court has read and considered the Stipulation Regarding  
23 Request for (1) Continuance of Trial Date and (2) Findings of  
24 Excludable Time Periods Pursuant to Speedy Trial Act, filed by the  
25 parties in this matter on December 12, 2022. The Court hereby finds  
26 that the Stipulation, which this Court incorporates by reference into  
27 this Order, demonstrates facts that support a continuance of the  
28

1 trial date in this matter, and provides good cause for a finding of  
2 excludable time pursuant to the Speedy Trial Act, 18 U.S.C. § 3161.

3 The Court further finds that: (i) the ends of justice served by  
4 the continuance outweigh the best interest of the public and  
5 defendant in a speedy trial; (ii) failure to grant the continuance  
6 would be likely to make a continuation of the proceeding impossible,  
7 or result in a miscarriage of justice; and (iii) failure to grant the  
8 continuance would unreasonably deny defendant continuity of counsel  
9 and would deny defense counsel the reasonable time necessary for  
10 effective preparation, taking into account the exercise of due  
11 diligence.

12 THEREFORE, FOR GOOD CAUSE SHOWN:

13 1. The trial in this matter is continued from December 20,  
14 2022 to July 11, 2023 at 8:30 a.m. The pretrial status conference  
15 hearing is set for June 22, 2023 at 8:00 a.m. The briefing schedule  
16 for all motions, other than motions in limine, shall be:

- 17 a. Motions: May 4, 2023.  
18 b. Oppositions: May 18, 2023.  
19 c. Replies: May 25, 2023.  
20 d. Motions hearing: June 1, 2023.


21 2. The time period of December 20, 2022 to July 5, 2023,  
22 inclusive, is excluded in computing the time within which the trial  
23 must commence, pursuant to 18 U.S.C. §§ 3161(h)(7)(A), (h)(7)(B)(i),  
24 and (B)(iv).

25 3. Defendant shall appear in Courtroom 9D of the Federal  
26 Courthouse, 350 W. 1st Street, Los Angeles, California on July 5,  
27 2023, at 9:00 a.m.

1           4.    Nothing in this Order shall preclude a finding that other  
2 provisions of the Speedy Trial Act dictate that additional time  
3 periods are excluded from the period within which trial must  
4 commence. Moreover, the same provisions and/or other provisions of  
5 the Speedy Trial Act may in the future authorize the exclusion of  
6 additional time periods from the period within which trial must  
7 commence.

8           IT IS SO ORDERED.

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10       December 13, 2022  
11       DATE

  
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HONORABLE GEORGE H. WU  
UNITED STATES DISTRICT JUDGE

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14 Presented by:

15       /s/  
16       MATTHEW O'BRIEN  
17       Assistant United States Attorney  
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